

House File 629 - Introduced

HOUSE FILE _____
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HF 334)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to cemeteries, the classification of pioneer
2 cemeteries, and claims of adverse possession concerning
3 cemeteries or pioneer cemeteries.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1812HV 83
6 av/nh/24

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1 1 Section 1. Section 331.325, subsection 1, Code 2009, is
1 2 amended to read as follows:
1 3 1. As used in this section, "pioneer cemetery" means a
1 4 cemetery where there have been ~~six~~ twelve or fewer burials in
1 5 the preceding fifty years.
1 6 Sec. 2. Section 523I.102, subsection 39, Code 2009, is
1 7 amended to read as follows:
1 8 39. "Pioneer cemetery" means a cemetery where there were
1 9 ~~six~~ twelve or fewer burials in the preceding fifty years.
1 10 Sec. 3. Section 523I.316, Code 2009, is amended by adding
1 11 the following new subsection:
1 12 NEW SUBSECTION. 7. ADVERSE POSSESSION. A cemetery or a
1 13 pioneer cemetery is exempt from seizure, appropriation, or
1 14 acquisition of title under any claim of adverse possession,
1 15 unless it is shown that all remains in the cemetery or pioneer
1 16 cemetery have been disinterred and removed to another
1 17 location.

EXPLANATION

1 19 This bill relates to cemeteries, the classification of
1 20 pioneer cemeteries, and claims of adverse possession
1 21 concerning cemeteries or pioneer cemeteries. The bill changes
1 22 the definition of pioneer cemetery to a cemetery where there
1 23 have been 12 or fewer, instead of six or fewer, burials in the
1 24 preceding 50 years.

1 25 The bill also provides that a cemetery or pioneer cemetery
1 26 is exempt from seizure, appropriation, or acquisition of title
1 27 under a claim of adverse possession unless it is shown that
1 28 all remains in the cemetery or pioneer cemetery have been
1 29 disinterred and removed to another location.

1 30 LSB 1812HV 83
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